

Philip G. Neri 895689C Plaintiff
Graft P.O. Box 7450
West Tisbury, MA 02628

RECEIVED

DEC 08 2014

Dear Court Clerk / Judge Kugler

Here is the Five Dollar Fee For my Habeas Corpus

AT 8:30
WILLIAM J. WALSH CLERK

While I realize most Judges laugh at Pro-Se incarcerated inmates plea For Justice and Freedom through Writs of Habeas Corpus, I hope just once Justice, good old American Justice For all includes me!

Please Forward this to Honorable Judge Kugler For review.

I am hoping For Immediate review and release. Before I loose Everything I own again.

IF this Honorable Court grants the relief I so desperately seek, I will be able to

- ① get the payments and insurance up to date on my new car
- ② get all of my outstanding Bills caught up
- ③ get my Job Back at Bottles
- ④ Find a suitable place around apart with my For security deposit And catch up utilities

Wishing For Immediate Justice

Phy. Neri

P.S. I will also File a motion in Superior Court For Corptel approval

Philip Neri
v
NJ Parole

8756296 Writ of Habeas Corpus
Addendum
Immediate Release Request

Now Comes the Plaintiff, with good cause and merit
requesting this Honorable Judge to issue a Writ of
Habeas Corpus
along with monetary relief.

The Plaintiff requested \$800 a week for the time he
was in Graft because this is how much he made weekly
(approx) at Botto's Italian Market.

Please note these Constitutionally Based reasons.

① State of N.J. v. Michael Williams 266 N.J. Super
154 1628 A.2d 857 1993 NJSuper. Lexis 693

Please note NJ Admin Code Tit. 10A § 71-7.2

A parolee charged with a violation need not be
returned to custody.

Fact, the violations are minor in nature what are
called "technical violations" and could have been fixed in
the Parole office.

a) only because Parole knew and found out on 8/19
the Plaintiff was working on a lawsuit against Parole,
Did they decide to ruin the Plaintiff's life again on
NON-illegal minor issues that violate
NJ Admin Code tit 10A § 71-7.2

What is even more heinous is when you review
NJAC 10A. 71-7.9

In Fact, a parolee can be released even after
probable cause has been found.

W. 1/20/14
NJ Parole

Writ of Habeas Corpus

Addendum

Immediate relief request

It should be noted that because of my civil suit (dismissed or not) NJ Parole will never ever reinstate me because I dared to fight their unjust 'Kangaroo' Court Unconstitutional Setup.

Important issue

Had Parole hearing officer Yolanda Garcia NOT purposely erased and hand edited the 'real' transcripts from the Supt. Probable Cause DeBack, there is a good chance the Plaintiff could have been released.

① the Plaintiff quoted 5th Amendment Due Process protection under the Vagueness Doctrine, with respect to the Social network violation.

② Under cross examination of the L. B. Brown's prompt

- Ⓐ the Plaintiff was not looking at anything, details
- Ⓑ Brown No 11B, any policies
- Ⓒ Was using the Computer in a safe manner way
- Ⓓ had P.O. Brown admit it was unclear iff the Plaintiff using a safe Computer for legal work was any violation in the first place.

★ All of this was purposely erased - which is unfair and possibly illegal. =

NUAC 10 A: 71-7.13 Revocation hearing

the revocation hearing shall be conducted within 60 Days of the Date the Parolee was taken into Custody.

On this Due Process / Speedy Trial abuse the Plaintiff's Writ of Habeas Corpus should be granted

2012 - Oct 4 2012

2014 August 2014

21

FEB 22 2013 142 Days

still going at least 100 days

And counting

F. Pen
V
NJ Parole

Writ of

Habeas Corpus

Appendix

Immediate relief request

(one place) →

Please also Note,

Parole has no respect for the rights of the Parolee nor the rules of the State.

More reason to release the Plaintiff ASAP, with the relief request.

Robert Friedland v William Fawcett et al

6 F. Supp 292 2nd 1998 U.S. Dist. Lexis 4805

United States District Court For District of N.J.

This Plaintiff, unlike the writer of this motion, Had his Complaint Filed.

One issue in his case was highlighted when Friedland challenged Like the Plaintiff

the legality of a Parole 'warrantless search without probable cause'

as this court knows: the 4th Amendment prohibits a governmental officer from arresting a citizen except upon probable cause.

Probable cause requires more than mere suspicion.

In the search of the Plaintiff's Apt on Aug. 21 2014, Sgt Tom Hubbard conducted 'an illegal warrantless' search of the Plaintiff's Apartment Based on what he called an Anonymous Tip (this is not probable cause) that the plaintiff had a computer or electronic device.

Proof of the illegal search. NJ Parole Found Nothing Nothing to constitute any sort of Parole Violation

Another reason For a Writ of Habeas Corpus!! B

Dear Judge Kugler

Please Note on Page B Judge Decision of
Honorable Mary L. Cooper

She even agrees and notes #2 ~~into~~ NJAC 10A 71-12 (d)(1)

The regulation Require a Final parole revocation hearing
to be conducted within 60 Days of arrest...

Pril arrest

August 21

Sept 21
30

Oct 21

60 Days

Nov 21

90

still early

It is For these Constitutionally Backed & violation
By NJ Parole which have cost the Plaintiff

loss of Liberty Freedom and property without any
regard to Due Process, or any other Constitutional
rights of the Plaintiff

The Plaintiff again respectfully requests

- ① Immediate release
- ② Sum of \$800 per week of confinement -
to offset the Unconstitutional loss of
property, Job and Freedom

Since the \$5.00 Fee is Paid the Plaintiff Begs
For mercy From this Court

Respectfully SUBMIT

P/M/! - Koa-R

as soon as possible

please